

Department of Finance		Fund: 3071
STATE OF CALIFORNIA MANUAL OF STATE FUNDS		PAGE 1 Renumbered From:
<u>Legal Title</u> Car Wash Worker Restitution Fund		
<u>Legal Citation/Authority</u> Chapter 227, Statutes of 2004 (SB 1102) Labor Code sections: 2050 – 2067 (General Provisions) 2065(a) (Creation of Fund)		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/Special Revenue Funds	<u>Fund Classification</u> <u>Legal Basis</u> Governmental/Other Governmental Cost Funds	
<u>Purpose</u> This fund created a new registration program for the car washing and polishing industry that would require them to keep specific records with regard to wages, hours, and working conditions. Pursuant to Labor Code section 2065 (a) (2), money from this fund will be disbursed, upon appropriation by the Legislature, by the Labor Commissioner only to persons determined by the Labor Commissioner to have been damaged by their employer’s failure to pay wages and penalties and other related damages, to ensure the payment of wages and penalties and other related damages.		
<u>Administering Agency/Organization Code</u> Department of Industrial Relations/ Org 7350		
<u>Major Revenue Source</u> Pursuant to Labor Code section 2054, employers engaged in the business of car washing and polishing are required to register with the Labor Commissioner annually and pay a registration fee as specified in Labor Code section 2059. Pursuant to Labor Code section 2065, the following shall be deposited into the Car Wash Worker Restitution Fund: <ul style="list-style-type: none"> • \$50 of the initial registration fee required pursuant to Labor Code section 2059(a). • An additional \$50 for each branch location pursuant to Labor Code section 2059(b). • 50% of civil fines collected pursuant to Labor Code section 2064. 		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code 16346, in the absence of language that identifies a successor fund, any balance remaining in this fund upon abolishment shall be transferred to the General Fund.		
<u>Appropriation Authority</u> Pursuant to Section 2065 (a)(2), money in this fund will be disbursed upon appropriation by the Legislature.		

State Appropriations Limit

Always Excluded – Revenues in this fund are not proceeds of taxes and even after transfer, will never become proceeds of taxes because the major revenue source is derived from fines.

Comments/Historical Information

Chapter 825, Statutes of 2003 (AB 1688) created Labor Code section 2065.

Also see the Car Wash Worker Fund (3072) for the deposit of remaining fees and fines.

Pursuant to Section 2067, this fund is to remain in effect only until January 1, 2014 and as of this date is repealed, unless a later enacted statute, that is enacted before this date, deletes or extends that date.